

Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

## FEE TRANSMITTAL For FY 2006

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT **\$500.00**

### Complete if Known

Application Number	09/837,008
Filing Date	April 18, 2001
First Named Inventor	Terry Flach
Examiner Name	David Robert Vincent
Art Unit	2661
Attorney Docket No.	5024-00064

### METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_  
☒ Deposit Account Deposit Account Number: **50.2401** Deposit Account Name: **GE Medical Systems - IT**

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

### FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

#### 2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims	
- 20	=	x	=	Fee (\$)	Fee Paid (\$)

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	
- 3	=	x	=	\$0.00

HP = highest number of independent claims paid for, if greater than 3.

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)	
- 100	=	/ 50 =	(round up to a whole number) x	=	\$0.00

#### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): **Petition Fee Under 37 CFR 1.17(l) (\$500.00)**

Fees Paid (\$)

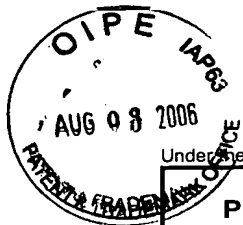
\$500.00

#### SUBMITTED BY

Signature	<i>Christopher M. Scherer</i>	Registration No. (Attorney/Agent)	50,655	Telephone	414-271-7590
Name (Print/Type)	Christopher M. Scherer	Date	July 31, 2006		

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



tw DAC

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED UNAVOIDABLY UNDER 37 CFR 1.137(a)**

Docket Number (Optional)

5024-00064 (125718)

First Named Inventor: Terry E. Flach

Art Unit: 2661

Application Number: 09/837,008

Examiner: David Robert Vincent

Filed: April 18, 2001

Title: WIRELESS LAN SYSTEM WITH CELLULAR ARCHITECTURE

Attention: Office of Petitions  
Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTE: If information or assistance is needed in completing this form, please contact  
Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION.**

NOTE: A grantable petition requires the following items:

- (1) Petition fee.
- (2) Reply and/or issue fee.
- (3) Terminal disclaimer with disclaimer fee-required for all utility and plant applications filed before June 8, 1995, and for all design applications; and
- (4) Adequate showing of the cause of unavoidable delay.

**1. Petition fee**

☐ Small entity – fee \$ \_\_\_\_\_ (37 CFR 1.17(l)). Applicant claims small entity status.  
See 37 CFR 1.27.

☒ Other than small entity – fee \$ 500.00 (37 CFR 1.17(l)).

**2. Reply and/or fee**

A The reply and/or fee to the above-noted Office action in the form of  
N/A (identify the type of reply):

☐ has been filed previously on \_\_\_\_\_

☐ is enclosed herewith.

B The issue fee of \$ \_\_\_\_\_

☐ has been filed previously on \_\_\_\_\_

☐ is enclosed herewith.

[Page 1 of 3]

This collection of information is required by 37 CFR 1.137(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

08/04/2006 EFLORES 00000015 502401 09837008

01 FC:1452

500.00 DA

# **PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNAVOIDABLY UNDER 37 CFR 1.137(a)**

## 3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.

## **WARNING:**

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

Christopher M. Scherer  
Signature

Christopher M. Scherer

Typed or printed name

Andrus, Sceales, Starke and Sawall, LLP

Address

100 E Wisconsin Ave, Ste. 1100, Milwaukee Wisconsin 53202

Address

July 31, 2006

Date

50,655

Registration Number, if applicable

(414) 271-7590

Telephone Number

Enclosure ☒ Fee Payment

☐ Reply

☐ Terminal Disclaimer Form

☒ Additional sheets containing statements establishing unavoidable delay

☒ Attached filed Prosecution Documents; Fee Transmittal; Return Receipt Postcard

## **CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))**

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to **Mail Stop Petition**, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

July 31, 2006

Date

Melissa J. Cota  
Signature

Melissa J. Cota

Typed or printed name of person signing certificate

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.

Christopher M. Scherer  
Signature

July 31, 2006

Date

Christopher M. Scherer

Typed or printed name

50,655

Registration Number, if applicable

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply.)

**\*\*Please See attached Petition and Filed Prosecution Documents.**

*(Please attach additional sheets if additional space is needed.)*



## PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.:	09/837,008	)	<u>CERTIFICATE OF MAILING</u>
Applicant:	Terry E. Flach et al.	)	I hereby certify that this
Filing Date:	April 18, 2001	)	correspondence is being deposited
Title:	WIRELESS LAN SYSTEM WITH CELLULAR ARCHITECTURE	)	with the United States Postal Service
TC/A.U.	2661	)	with sufficient postage as first class
Examiner	David Robert Vincent	)	mail in an envelope addressed to:
		)	Commissioner of Patents, P.O. Box
		)	1450, Alexandria, Virginia, 22313-
		)	1450, on this 31 <sup>st</sup> day of July, 2006.
		)	<i>Melissa J. Coia</i> 7/31/06
		)	Melissa J. Coia Date:

PETITION TO REVIVE PURSUANT TO 37 C.F.R. 1.137(a)

MAIL STOP: PETITION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

FACTS

The following documents appear on the USPTO online image wrapper for the above-referenced matter starting in January 2002:

1. The attached document entitled **Power of Attorney or Authorization of Agent, Not Accompanying Application** dated January 9, 2002. This document includes reference to application number 09/873,008, not the correct application number 09/837,008 of the above referenced matter and also includes a filing date, inventorship information, group art unit, attorney docket number and a signature of assignee that does not match those of the present application (nonetheless, this document was improperly entered). Based upon this improperly entered document, the power of attorney was improperly transferred to the practitioners at Customer Number 022849;
2. The attached document entitled **Express Abandonment under 37 CFR 1.138** dated January 10<sup>th</sup>, 2002, and signed by "attorney or agent of record" Scott W. Hewett, who was improperly given power of attorney in the present application by

document (1.), was entered in the present application including the same incorrect application information;

3. The attached document entitled **Decision Granting Petition under 37 CFR 1.138(c)**, dated January 16<sup>th</sup>, 2002 including the same incorrect application information was sent to Scott W. Hewett by the USPTO. Scott W. Hewett is not an authorized agent of the application;
4. A revocation of power was filed by a first law firm authorized by the correct assignee on March 14<sup>th</sup>, 2002. This attached document did indeed include the correct application information;
5. The attached Official Office Action including the Notice of Abandonment was improperly sent to Scott W. Hewett on August 1, 2002. Strangely, this notice included application information matching that of the present application even though Mr. Hewett's request to expressly abandon included information for a separate matter;
6. A second authorized law firm filed a revocation and power of attorney, and also an assignment, and then the undersigned's law firm filed a revocation and power as well; and lastly,
7. Scott W. Hewett received a **Notice Regarding Change of Power of Attorney** notifying him of the final power of attorney filing which was mailed by the USPTO on August 12, 2004.

In conclusion, the above-referenced application was abandoned by the Patent Office with documents filed for a different application, by an attorney not of record in this application.

#### STATEMENT

The failure to detect and remedy the improper power of attorney and express abandonment filed in this application within a reasonable time was unavoidable. As discussed above, a power of attorney and express abandonment were improperly entered in this case without the attorney of record being notified. The application was then transferred by the assignee to a new law firm on March 14, 2002, a second new law firm

on December 16, 2002, and finally to the undersigned's law firm on August 11, 2004. According to a status check conducted by the present law firm on July 5, 2006, no correspondence was transmitted by the Patent Office to any of these three law firms. Therefore, none of the appointed law firms were made aware of the improperly filed power of attorney or express abandonment. Therefore, the Applicants respectfully submit that the abandonment of the application was unavoidable.

RESPONSE

No response accompanies this Petition as this Petition is being filed in response to an improperly entered power of attorney and petition to expressly abandon. No official Office Action was ever issued in this application.

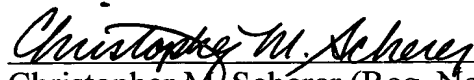
FEES

This Petition is accompanied by authorization to charge the Applicant's Deposit Account No. 50.2401 for the petition fee set forth in 37 C.F.R. § 1.17(l) amount of \$500.00.

CONCLUSION

Revival of this application to pending status to the extent noted above is respectfully sought.

Respectfully submitted,

  
\_\_\_\_\_  
Christopher M. Scherer (Reg. No. 50,655)

Andrus, Sceales, Starke & Sawall, LLP  
100 East Wisconsin Avenue, Suite 1100  
Milwaukee, WI 53202  
(414) 271-7590  
Atty. Docket No: 5024-00064(125718)



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20531  
www.uspto.gov

APPLICATION NO.	FILING D./TE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/837,008	04/18/2001	Terry E. Flach	VITLCOM.30DC1D	1072

22849 7590 08/01/2002

SCOTT W HEWETT  
400 WEST THIRD STREET  
#223  
SANTA ROSA, CA 95401



EXAMINER

VINCENT, DAVID ROBERT

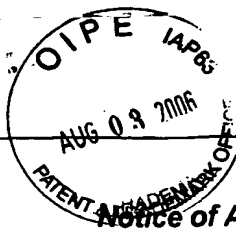
ART UNIT PAPER NUMBER

2661

DATE MAILED: 08/01/2002

Please find below and/or attached an Office communication concerning this application or proceeding.





# Notice of Abandonment

Application No.

09/837,008

Examiner

David R Vincent

Applicant(s)

FLACH ET AL.

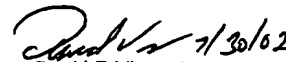
Art Unit

2661

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☐ Applicant's failure to timely file a proper reply to the Office letter mailed on \_\_\_\_\_.
  - (a) ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b) ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c) ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d) ☐ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a) ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b) ☐ The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.
  - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a) ☐ Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b) ☐ No corrected drawings have been received.
4. ☒ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

  
David R Vincent  
Primary Examiner  
Art Unit: 2661

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.



Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

# EXPRESS ABANDONMENT UNDER 37 CFR 1.138

Docket Number (Optional)  
ESS LP00-04

To:  
Assistant Commissioner for Patents  
Washington, DC 20231

In re Application of McDonough et al.

Application Number  
09/873,008

Filed  
05/31/2001

For Laminated display with filter

Art Unit  
2614

Examiner

RECEIVED

JAN 16 2002

Technology Center 2600

Please check only one of boxes 1-3 below:  
(If no box is checked, this paper will be treated as a request for express abandonment as of the filing date of this paper.)

- ☐ Express Abandonment  
I request that the above-identified application be expressly abandoned as of the filing date of this paper.
- ☐ Express Abandonment in Favor of a Continuing Application  
I request that the above-identified application be expressly abandoned as of the filing date in favor of the continuing application filed herewith.
- ☒ Petition for Express Abandonment to Avoid Publication under 37 CFR 1.138(c)  
I hereby petition to expressly abandon the above-identified application to avoid publication.

NOTE: The application will be published in regular course unless the petition is recognized by the Pre-Grant Publication Division in sufficient time to avoid publication (e.g., more than four (4) weeks prior to the projected publication date).

Petition Fee - must be filed with petition to avoid delays in recognizing the petition.

- a. ☒ The Commissioner is hereby authorized to charge the petition fee under 37 CFR 1.17(h) to Deposit Account No. 50-0891.

b. ☐ Check in the amount of \$ \_\_\_\_\_ is enclosed.

c. ☐ Payment by credit card (Form PTO-2038 is enclosed).

Fax the petition directly to the Pre-Grant Publication Division at (703) 305-8568 or Mail the petition to the above address directed to Box PGPub-ABD.



07/24/2002

01 FC:122

- I am the:
- ☐ applicant.
  - ☐ assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
  - ☒ attorney or agent of record.
  - ☐ attorney or agent acting under 37 CFR 1.34(a) (may act only if box 2 above, stating that the application is expressly abandoned in favor of a continuing application, is checked). Attorney or agent registration number if acting under 37 CFR 1.34(a): \_\_\_\_\_  
(Attorney or agent registration number)

OK FOR ABANDONMENT

JAN 14 2002

PG PUB DIVISION  
INITIALS J.L.

Signature

January 10, 2002

Date

Scott W. Hewett

Typed or printed name

\* Note: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of \_\_\_\_\_ forms are submitted.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

BEST AVAILABLE COPY



## Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the  
United States Patent and Trademark Office, Pre-Grant Publication Division  
at (703) 305-8568.

on January 10, 2002

Date

RECEIVED

JAN 16 2002

Signature

SCOTT W. HEWETT

Typed or printed name of person signing Certificate

Technology Center 2600

Note: Each paper must have its own certificate of transmission, or this certificate must identify  
each submitted paper.

For U.S. Patent Application Serial No.: 09/873,008:

1. Express Abandonment Under 37 CFR 1.138
2. Copy of Power of Attorney or Authorization of Agent, Not Accompanying  
Application  
(submitted to the Assistant Commissioner for Patents on January 10, 2002)

Please call Scott Hewett at (707) 591-0789 if you have any questions.

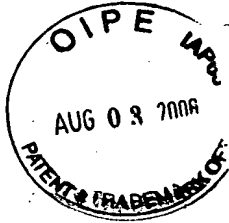


UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/837,008	04/18/2001	Terry E. Flach	VITLCOM.30DC1D

22849  
SCOTT W HEWETT  
400 WEST THIRD STREET  
#223  
SANTA ROSA, CA 95401



CONFIRMATION NO. 1072




\*OC000000013514510\*

Date Mailed: 08/12/2004

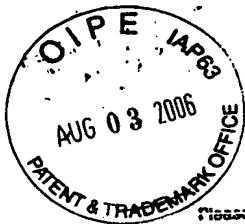
**NOTICE REGARDING CHANGE OF POWER OF ATTORNEY**

This is in response to the Power of Attorney filed 07/30/2004.

- The Power of Attorney to you in this application has been revoked by the applicant. Future correspondence will be mailed to the new address of record(37 CFR 1.33).

  
PHYLLIS I DEVOATCH  
2600 (571) 272-2987

OFFICE COPY



#1

Please type a plus sign (+) inside this box +

PTO/SF/31 (11-99)  
Approved for use through 8/31/99 OMB 051-0035  
Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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**POWER OF ATTORNEY OR  
AUTHORIZATION OF AGENT,  
NOT ACCOMPANYING  
APPLICATION**

Application Number	09/873,008
Filing Date	05/31/2001
First Named Inventor	McDonough
Group Art Unit	2614
Examiner Name	
Attorney Docket Number	ESS LP00-04

I hereby appoint:

☒ Practitioners at Customer Number

022849

OR

☐ Practitioner(s) named below:

Name	



22849

PATENT TRADEMARK OFFICE

RECEIVED

JAN 16 2002

Technology Center 2600

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the Patent and Trademark Office connected therewith.

Please change the correspondence address for the above-identified application to:

☒ The above-mentioned Customer Number.

OR

☐ Firm or  
Individual Name

Address

Address

City

State

ZIP

Country

Telephone

Fax

I am the:

☐ Applicant.☒ Assignee of record of the entire interest  
Certificate under 37 CFR 3.73(b) is enclosed**SIGNATURE of Applicant or Assignee of Record**

Name

Joseph C. Zils, President, Optical Coating Laboratory, Inc.

Signature

Date

January 9, 2002

COPY

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VITLCOM.30DC1D

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Flach, et al. )  
App. No. : 09/837,008 )  
Filed : April 18, 2001 )  
For : WIRELESS LAN SYSTEM WITH )  
CELLULAR ARCHITECTURE )  
Examiner : UNKNOWN )

REVOCATION OF POWER OF ATTORNEY

United States Patent and Trademark Office  
PO Box 2327  
Arlington, VA 22202

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Dear Sir:

The undersigned hereby revokes any previous powers of attorney in the subject application, namely that of Knobbe, Martens, Olson & Bear, LLP, including all of the individual members of the firm, 620 Newport Center Drive, Sixteenth Floor, Newport Beach, California 92660, and requests that all future communications with respect thereto from the Patent and Trademark Office be forwarded to C/O Paul S. Hunter, Esq., located at Foley & Lardner, 777 East Wisconsin Avenue, Suite 3800, Milwaukee, WI 53202-5367.

Vitalcom, Inc.

Dated: 2/19/02

By: Kristin Yakimow  
Kristin Yakimow  
Acting General Manager (Officer)



COPY OF PAPERS  
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PATENT

Case Docket No. VITLCOM.30DC1D

Date: March 14, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Flach, et al.  
Appl. No. : 09/837,008  
Filed : April 18, 2001  
For : WIRELESS LAN SYSTEM  
WITH CELLULAR  
ARCHITECTURE  
Examiner : UNKNOWN  
Group Art Unit : 3736

) I hereby certify that this correspondence and all marked  
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) Box 2327, Arlington, VA 22202, on

March 14, 2002

(Date)

Ronald J. Schoenbaum, Reg. No. 38,297

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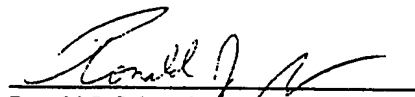
ATTENTION: APPLICATION BRANCH

Dear Sir:

Enclosed for filing in the above-identified application are the following:

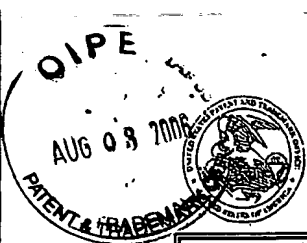
- (X) A Revocation of Power of Attorney; and
- (X) A return prepaid postcard.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.

  
Ronald J. Schoenbaum  
Registration No. 38,297  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/873,008	05/31/01	Jay McDonough	ESS LP00-04

Scott W. Hewett  
Optical Coating Laboratory Inc.  
2789 Northpoint Parkway  
Santa Rosa, CA 95407

CONFIRMATION NO.

\* RECEIVED 9559  
JAN 16 2002  
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Date:

**Decision Granting Petition under 37 CFR 1.138(c)**  
*The declaration of express abandonment is recognized*

This is in response to the petition under 37 CFR 1.138(c) that was filed on January 10, 2002, for express abandonment to avoid publication of the above-identified application.

The petition is granted.

The express abandonment is recognized and the application has been withdrawn from publication.

A notice of abandonment will be mailed in due course.

Telephone inquiries should be directed Office of Patent Publication, PGPub Division, 703-308-2355.

*Marcia L. Campbell-Jones*  
Marcia L. Campbell-Jones  
Office of Patent Publication,  
PGPub Division